

RECORDING REQUESTED BY)
AND WHEN RECORDED MAIL TO:)
)
City of Santa Barbara)
City Clerk)
P.O. Box 1990)
Santa Barbara, CA 93102-1990)
)
)

No fee per GOVT CODE 6103
Space above line for Recorder's Use

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA, DEDICATING EASEMENTS FOR STREET, BRIDGE, AND PUBLIC UTILITIES, AND FOR ALL RELATED PURPOSES, SAID EASEMENTS BEING LOCATED ON PORTIONS OF THE CITY-OWNED REAL PROPERTY AT 136 WEST HALEY STREET, SANTA BARBARA COUNTY ASSESSOR'S PARCEL NUMBER 037-162-010

WHEREAS, the City of Santa Barbara owns the real property in the City of Santa Barbara, County of Santa Barbara, State of California, commonly known as 136 West Haley Street, located within Block 231 according to the Official Map thereof, as more particularly described and set forth in the Grant Deed to the City of Santa Barbara recorded on April 10, 2008, as Instrument No. 2008-0020508 of Official Records in the Office of the County Recorder of said County, which was acquired by the City for the Haley/De La Vina Streets Bridge Replacement Project.

WHEREAS, the City also owns the real property underlying Haley Street and De La Vina Street, adjacent to said Block 231, according to the Official Map thereof.

WHEREAS, in connection with the bridge replacement project at Haley Street and De La Vina Street, it is necessary for the City to dedicate certain easements located on portions of the real property at 136 West Haley Street, namely an easement for public street and bridge improvements, and an easement for various public and private utilities.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE COUNCIL OF THE CITY OF SANTA BARBARA AS FOLLOWS:

SECTION 1. The City of Santa Barbara hereby dedicates an exclusive public easement on that portion of the real property known as 136 West Haley Street, as particularly described in Exhibit A and shown on Exhibit C attached hereto and incorporated herein by this reference, for all purposes relating to the construction, operation, use, maintenance, repair, replacement and reconstruction of surface and subsurface improvements required for public street, public utilities,

bridge, creek flow, flood control and appurtenant facilities associated with Mission Creek and public street improvements located on and near the intersection of Haley Street and De La Vina Street, including the unrestricted right of ingress and egress at all times, and including any required removal of vegetation, improvements, materials and other topographic features that may exist within said exclusive easement.

SECTION 2. The City of Santa Barbara hereby dedicates a non-exclusive public utility easement on a certain portion of the real property known as 136 West Haley Street, as particularly described in Exhibit B and shown on Exhibit C attached hereto and incorporated herein by this reference, said non-exclusive public utility easement being reserved as follows:

a. On behalf of the City of Santa Barbara, a municipal corporation, for all purposes relating to the installation, use, maintenance, repair and replacement of public water mains, public sewer mains and all necessary appurtenant facilities;

b. On behalf of Cox Communications, Inc., a corporation, its successors and assigns, for the purpose of constructing, using, maintaining, operating, altering, adding to, repairing, replacing, reconstructing, inspecting and/or removing its facilities consisting of but not limited to underground conduits, manholes, hand holes, amplifiers, pedestals, cables, wires, above and below ground vaults and enclosures, concrete pads, markers and other appurtenances, fixtures and/or facilities necessary or useful for the transmission of electric energy for communications, telecommunications, video, intelligence by electrical means and/or other purposes;

c. On behalf of Verizon California, Inc., a corporation, its successors and assigns, for the purpose of constructing, using, maintaining, operating, altering, adding to, repairing, replacing, reconstructing, inspecting and/or removing its facilities consisting of but not limited to underground conduits, manholes, hand holes, amplifiers, pedestals, cables, wires, above and below ground vaults and enclosures, concrete pads, markers and other appurtenances, fixtures and/or facilities necessary or useful for the transmission of electric energy for communications, telecommunications, video, intelligence by electrical means and/or other purposes;

d. On behalf of Southern California Edison Company, a California corporation, for the installation, maintenance, repair and replacement of pole lines, electrical transmission and communication lines and appurtenances; and

e. On behalf of The Southern California Gas Company, a California corporation, its successors and assigns, to construct, maintain, operate, add to, extend, one or more pipelines, together with metering, and other appurtenances (all hereinafter referred to as the "Facilities") for the distribution of natural gas, with the reasonable right of ingress and egress to the Facilities.

SECTION 3. That the City Clerk shall record a certified copy of this resolution in the Official Records, in the Office of the County Recorder of the County of Santa Barbara.

DESCRIPTION

An exclusive easement for public street, bridge and all related purposes on a portion of Block 231, in the City of Santa Barbara, County of Santa Barbara, State of California, according to the Official Map thereof, being a portion of Lot 19 as shown on the map of Harper's and Tallant's Subdivision of said Block, recorded in Book "E" of Miscellaneous Records, at Page(s) 501, Records of said County, and being a portion of that certain tract of land described in the Grant Deed to the City of Santa Barbara recorded on April 10, 2008, as Instrument No. 2008-0020508, of Official Records, more particularly described as follows:

Beginning at the Southerly corner of said Block 231, being the intersection of the Northeasterly line of De La Vina Street with the Northwesterly line of Haley Street, thence as follows:

- 1st, Northwesterly, along the Northeasterly line of De La Vina Street, a distance of 17.30 feet;
- 2nd, Easterly, leaving the Northeasterly line of De La Vina Street, a distance of 27.67 feet to a point on the Northwesterly line of Haley Street, said point being a distance of 21.60 feet from the Southerly corner of said Block 231, measured along said Northwesterly line of Haley Street;
- 3rd, Southwesterly, along the Northwesterly line of Haley Street, a distance of 21.60 feet to Southerly corner of said Block 231 and the point of beginning.

For convenient reference purposes only, the above described easement for street and all related purposes includes that certain easement to the City of Santa Barbara for public sewer purposes described in the document recorded on November 14, 1952, as Instrument No. 17824, in Book 1109 at Page 255 of Official Records in the Office of the County Recorder of said County.

DESCRIPTION

A non-exclusive easement for public utilities and all related purposes on a portion of Block 231, in the City of Santa Barbara, County of Santa Barbara, State of California, according to the Official Map thereof, being a portion of Lot 19 of a map of Harper's and Tallant's Subdivision of said Block, recorded in Book "E" of Miscellaneous Records, at Page(s) 501, Records of said County, and being a portion of that certain tract of land described in the Grant Deed to the City of Santa Barbara recorded on April 10, 2008, as Instrument No. 2008-0020508, of Official Records, more particularly described as follows:

Beginning at the Southerly corner of said Block 231, being the intersection of the Northeasterly line of De La Vina Street with the Northwesterly line of Haley Street; thence Northwesterly, along the Northeasterly line of De La Vina Street, a distance of 17.30 feet to the True Point of Beginning;

Thence as follows:

- 1st, Northwesterly, continuing along said Northeasterly line of De La Vina Street, a distance of 5.60 feet;
- 2nd, Easterly, leaving the Northeasterly line of De La Vina Street, a distance of 32.39 feet to a point on the Northwesterly line of Haley Street, said point being a distance of 22.90 feet from the Southerly corner of said Block 231, measured along said Northwesterly line of Haley Street;
- 3rd, Southwesterly, along the Northwesterly line of Haley Street, a distance of 1.30 feet to a point, said point being a distance of 21.60 feet from the Southerly corner of said Block 231, measured along said Northwesterly line of Haley Street;
- 4th, Westerly, leaving the Northwesterly line of Haley Street, a distance of 27.67 feet to the True Point of Beginning.

